Swanson Lakes Wildlife Area Management Plan 2015

WDFW responses to public comments received during the public review of the Swanson Lakes Wildlife Area Management Plan draft under the State Environmental Policy Act (SEPA) from May 11, 2015 until June 11, 2015.

## Comment

I oppose special disabled angler drive-in access to the lake for several reasons:

- --Z Lake offers a rare opportunity for lowland hikein fishing, where the angler who wants to go the extra-mile, can be rewarded with solitude or at least very limited competition and a low-key atmosphere. The closest similar opportunities to Spokane for walk-in lake fishing are a few lakes near Potholes Reservoir and the Ancient Lakes area near Quincy. (McDowell Lake is perhaps the closest walk-in opportunity to Spokane, and has a clientele that really likes it that way.)
- --Disabled anglers have dozens of opportunities with developed launches and handicapped parking and access for good fishing waters in the Spokane region, including special regulations waters such as Amber, Coffeepot and Medical lakes.
- --It's discouraging to people who are required to walk more than a mile into Z Lake and find a vehicle there with several people who drove in.
- --Drive-in privileges open the door to potential abuses.
- --The duck hunter game enough to pack in some decoys early in the morning is not going to be happy if somebody drives in later in the day. Same with the hikers who trek in to enjoy the solitude and wildlife viewing.

I recognize that some fishing clubs that have asked for the disabled access are the same groups that provide volunteers for maintaining the aerator and other projects.

A potential compromise would be to set up a couple of special work/fishing days for these volunteers. On those designated days, perhaps a

## **WDFW** Response

The Department of Justice published revised regulations implementing the Americans with Disabilities Act (ADA) for title II (State and local government services) and title III (public accommodations and commercial facilities) on September 15, 2010.

Title II applies to State and local government entities, and, in subtitle A, protects qualified individuals with disabilities from discrimination on the basis of disability in services, programs, and activities provided by State and local government entities. Title II extends the prohibition on discrimination established by section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, to all activities of State and local governments regardless of whether these entities receive Federal financial assistance.

Part 35 - Nondiscrimination on the Basis of Disability in State and Local Government Services

The purpose of this part is to effectuate subtitle A of title II of the Americans with Disabilities Act of 1990 (42 U.S. C. 12131), which prohibits discrimination on the basis of disability by public entities.

- § 35.137 Mobility Devices; addresses the use of manual or power operated mobility devices and went into effect on March 15, 2011 mandating:
  - Covered entities must allow people with disabilities who use manual or power wheelchairs or scooters, and manuallypowered mobility aids such as walkers, crutches, and canes, into all areas where members of the public are allowed to go.

limited number of, say, four vehicles would be allowed to enter the area for the work plus some after-work fishing.

Thanks for considering my proposal to eliminate the drive-in option for Z Lake and make it a destination for the walk-in, bike-in angler.

Rich Landers Outdoors editor The Spokesman-Review 999 W. Riverside Ave. Spokane, WA 99201 (509) 459-5508 Covered entities must also allow people
with disabilities who use other types of
power-driven mobility devices into their
facilities, unless a particular type of device
cannot be accommodated because of
legitimate safety requirements. Where
legitimate safety requirements bar
accommodation for a particular type of
device, the covered entity must provide
the service it offers in alternate ways if
possible.

§ 35.137(b)(1) Use of other power-driven mobility devices (OPDMD). A public entity shall make reasonable modifications in its policies, practices, or procedures to permit the use of other power-driven mobility devices by individuals with mobility disabilities, unless the public entity can demonstrate that the class of other power-driven mobility devices (OPDMD) cannot be operated in accordance with legitimate safety requirements that the public entity has adopted.

Washington Department of Fish and Wildlife (WDFW) has enacted Policy 4033 to meet the Federal regulations listed above and comply with the Americans with Disabilities Act.

Upon credible assurance that the mobility device is required because of the person's lower extremity disability and after evaluating all the assessment factors required under § 35.137, and within Policy 4033, a permit may be issued for access to the person with the disability.

With Eastern Washington Pheasant Enhancement Funds being used less and less for planting of birds why not use all of these land for habitat enhancement, food plots and water guzzlers and plant pheasants early in the spring to nest to further enhance upland bird populations. Mule Deer would also benefit/

Eastern Washington Pheasant Enhancement Funds are used for habitat enhancement only on private lands. Further, the agency does not release pheasants for population enhancement (in the spring) but only for hunting opportunity in the fall.

Jeff May

15219 E Kallas Ct	
Spokane Valley Wa 99037	
Please keep access to Z lake limited to foot travel	See comment above.
only other than to maintain the aerator. There are	
many other accessible lakes for the disabled	
person to visit but few near town that are limited	
to foot/bike traffic only.	
Thanks,	
Steve Shirley	
Add the following text under wildlife area goals:	
Wetlands and riparian areas are other important	Text added.
habitats in this otherwise arid landscape. The	
Channeled Scablands (described further in sections	
2.2.1 and 2.2.2), where these three wildlife areas	
are located, boast over 22,000 individual wetlands,	
covering over 77,000 acres. It is believed that 80%	
of all species found in this region utilize wetlands	
or riparian areas during their life cycle.	
Unfortunately, it is estimated that over 70% of	
these wetlands have been impacted by draining or	
otherwise negatively altered by human activities.	
WDFW has partnered with other entities to	
restore valuable wetlands habitats at the Swanson	
Lake Wildlife area Z-Lake unit and on adjacent BLM	
lands, and protect the valuable pond and wetlands	
at the Audubon Lake wildlife area. Wetland and	
moist soil unit restoration, enhancement, and	
management play an important role in maintaining	
ecological integrity of the wildlife areas, improving	
and maintaining wildlife species diversity, adding	
to recreational opportunities for the public, and	
enhancing habitats for many species, including the	
Columbian sharp-tail and greater sage grouse, as	
well as a myriad of other bird species (i.e.	
waterfowl, shorebirds, marsh birds, songbirds and	
raptors), mammals, reptiles, and amphibians	
(Ducks Unlimited).	
Add text under success stories, restoration, second	Text added.
to last sentence: add restoration was also funded	
by Duck Stamp, NAWCA and Ducks Unlimited.	
(Ducks Unlimited)	
Add text under success stories second sentence,	Text added.
Reardan Audubon Lake – Washington Birding trail:	reaction and the second
include Lincoln Conservation District (Ducks	
Unlimited).	
Edit to Map #3 adding wetland to Reardan Lake	We will not be developing now mans at this time
Euit to Map #5 adding wetland to Reardan Lake	We will not be developing new maps at this time

(Ducks Unlimited)	but will provide this input for any new mans
(Ducks Unlimited)	but will provide this input for any new maps developed as part the restoration planning effort.
Table 5. What about the increase the amount of	This activity may be considered in the future,
shallow emergent wetland habitat during the	funding is the major constraint. This activity will
_	
spring, for amphibians and other species? (Ducks	be considered as part of development of the
Unlimited)	restoration plan.
Table 5. Promote wetland management activities	Could be considered as long as scientific evidence
that help prevent bullfrog population	suggests a benefit to native species.
establishment. For example, promote installing	
water control devices to aid the active draining of	
wetlands every 2 years to prevent bullfrog life	
cycle completion if bullfrogs are detected. (Ducks	
Unlimited)	
Table 9. In table 5 there are some actions like	At the time the Swanson Lakes WLA Management
keep reed canarygrass short, wetland	Plan was written the purpose of Table 5 is to
management to prevent bullfrogs, etc, and those	describe SGCN species and recommended
are not reflected here specifically. Where are the	management actions (similar to best management
performance measures for those actions? (Ducks	practices) identified during the planning process
Unlimited)	each of the three wildlife areas. Table 9 contains
	specific goals, objectives, and performance
	measures were developed by the planning teams.
Climate change section – add the following text:	Text added to table 7.
There's no section on climate change as pertains	
to wetlands? This habitat will be impacted as	
well. Climate models state we will have less snow,	
more rain, in future climate change scenarios, and	
snowpack is currently the #1 predictor for	
wetlands. So wetlands will be reduced. then we'll	
experience hotter and longer summers, so the	
wetlands that do get some snowmelt or rainfall	
will dry out faster annually. Management actions	
can include filling ditches/installing water control	
structures to retain water longer, remove non	
native vegetation, etc. (Ducks Unlimited)	
Table 9 objective "maintain or reduce the	Text added.
distribution of invasive weeds based on the Weed	
Management Plan" #3 add wetland text to all	
three wildlife areas. (Ducks Unlimited)	